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7-16-03
Atty. Dkt. No. 062834-0112

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael J. BURK
Title: SYSTEM, METHOD AND
COMPUTER PROGRAM
PRODUCT FOR COLLABORATIVE
FORECASTING IN A SUPPLY
CHAIN MANAGEMENT
FRAMEWORK
Appl. No.: 09/834,838
Filing Date: 04/13/2001
Examiner: Unassigned
Art Unit: 2163

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

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Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

An English translation of the foreign-language document is not readily available. However, the absence of such translation does not relieve the PTO from its duty to consider the submitted foreign language document (37 CFR §1.98 and MPEP §608). An English Abstract is attached for document A22.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date June 2, 2003

By



FOLEY & LARDNER
Customer Number: 22428



22428

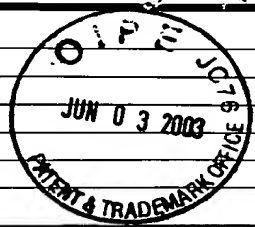
PATENT TRADEMARK OFFICE

Telephone: (202) 672-5485

Facsimile: (202) 672-5399

William T. Ellis
Attorney for Applicant
Registration No. 26,874

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|---|-----------------|----|---|---|--------------------|------------|-------------|------------|----------------------|-----------------|----------------|------|---------------|------------|------------------------|-------------|
| Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT Date Submitted: June 2, 2003 <i>(use as many sheets as necessary)</i> | | | Complete if Known <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>09/834,838</td> </tr> <tr> <td>Filing Date</td> <td>04/13/2001</td> </tr> <tr> <td>First Named Inventor</td> <td>Michael J. BURK</td> </tr> <tr> <td>Group Art Unit</td> <td>2163</td> </tr> <tr> <td>Examiner Name</td> <td>Unassigned</td> </tr> <tr> <td>Attorney Docket Number</td> <td>062834-0112</td> </tr> </table> | | Application Number | 09/834,838 | Filing Date | 04/13/2001 | First Named Inventor | Michael J. BURK | Group Art Unit | 2163 | Examiner Name | Unassigned | Attorney Docket Number | 062834-0112 |
| Application Number | 09/834,838 | | | | | | | | | | | | | | | |
| Filing Date | 04/13/2001 | | | | | | | | | | | | | | | |
| First Named Inventor | Michael J. BURK | | | | | | | | | | | | | | | |
| Group Art Unit | 2163 | | | | | | | | | | | | | | | |
| Examiner Name | Unassigned | | | | | | | | | | | | | | | |
| Attorney Docket Number | 062834-0112 | | | | | | | | | | | | | | | |
| Sheet | 1 | of | 2 |  | | | | | | | | | | | | |

| U.S. PATENT DOCUMENTS | | | | | | |
|-----------------------|-----------------------|----------------------|-----------------------------------|---|--|---|
| Examiner Initials* | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | Number | Kind Code ² (if known) | | | |
| | A1 | 4,713,761 | | Sharpe et al. | 12-15-1987 | |
| | A2 | 4,799,156 | | Shavit et al. | 01-17-1989 | |
| | A3 | 5,305,199 | | LoBiondo et al. | 04-19-1994 | |
| | A4 | 5,712,989 | | Johnson et al. | 01-27-1998 | |
| | A5 | 5,758,329 | | Wojcik et al. | 05-26-1998 | |
| | A6 | 5,884,300 | | Brockman | 03-16-1999 | |
| | A7 | 5,893,076 | | Hafner et al. | 04-06-1999 | |
| | A8 | 5,970,469 | | Scroggie et al. | 10-19-1999 | |
| | A9 | 5,970,475 | | Barnes et al. | 10-19-1999 | |
| | A10 | 6,064,981 | | Barni et al. | 05-16-2000 | |
| | A11 | 6,134,557 | | Freeman | 10-17-2000 | |
| | A12 | 6,138,106 | | Walker et al. | 10-24-2000 | |
| | A13 | 6,148,291 | | Radican | 11-14-2000 | |
| | A14 | 6,157,915 | | Bhaskaran | 12-05-2000 | |
| | A15 | 6,219,653 | B1 | O'Neill et al. | 04-17-2001 | |
| | A16 | 6,263,317 | B1 | Sharp et al. | 07-17-2001 | |
| | A17 | 6,324,522 | B2 | Peterson et al. | 11-27-2001 | |
| | A18 | 6,341,271 | B1 | Salvo et al. | 01-22-2002 | |
| | A19 | 6,393,408 | B1 | Mosher et al. | 05-21-2002 | |
| | A20 | 6,418,416 | B1 | Rosenberg et al. | 07-09-2002 | |
| | A21 | 2002/0019759 | A1 | Arunapuram et al. | 02-14-2002 | |

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| FOREIGN PATENT DOCUMENTS | | | | | | | | |
|--------------------------|-----------------------|-------------------------|---------------------|--------------------------------------|--|---|---|----------------|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Name of Patentee or Applicant of Cited Documents | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
| | | Office ³ | Number ⁴ | Kind Code ⁵ (if known) | | | | |
| | A22 | JP | 2002236730 A | ✓ | SUGIOKA, MIKIO | 08-23-2002 | | |
| | | | | | | | | |

| NON PATENT LITERATURE DOCUMENTS | | | |
|---------------------------------|-----------------------|--|----------------|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ⁶ |
| | A23 | Information on Deal Time International, 1998-2002 | |

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| Examiner Signature | | Date Considered | |
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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| Sheet | 2 | of | 2 | | |

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